

MAR 08 2004

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/715,878
		Filing Date	November 17, 2003
		First Named Inventor	Bruce A. Philips
		Art Unit	Not yet known
		Examiner Name	Not yet known
Total Number of Pages in This Submission		Attorney Docket Number	020366-090000US

ENCLOSURES (Check all that apply)

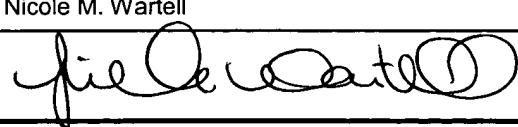
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 5px;">Return Postcard</div>
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Townsend and Townsend and Crew LLP	
	Irvin E. Branch	
Signature		
Date	Reg. No. 42,358	
	3/3/2004	

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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Signature		Date	3/3/2004

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PATENT
Attorney Docket No.: 020366-090000US

01
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MAR 08 2004

MARCH 3, 2004

TOWNSEND and TOWNSEND and CREW LLP

By: 
Nicole M. Wartell

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Bruce A. Phillips, et al.

Application No.: 10/715,878

Filed: November 17, 2003

For: DOCSIS NETWORK INTERFACE
DEVICE AND METHODS AND
SYSTEMS FOR USING THE SAME

Examiner: Not yet known

Art Unit: Not yet known

**INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR §1.97 and
§1.98**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner.

Applicants wish to make the Examiner aware of the following co-pending patent applications:

<u>U.S. Patent Application No.</u>	<u>Filing Date</u>	<u>Inventor</u>	<u>Attorney Docket No.</u>
10/356,364	1/31/2003	Phillips et al.	020366-087700US
10/652,718	8/28/2003	Phillips et al.	020366-087710US
10/377,283	2/27/2003	Phillips et al.	020366-088800US

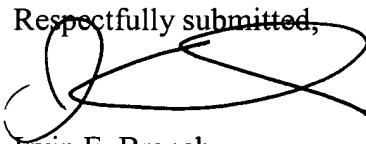
<u>U.S. Patent Application No.</u>	<u>Filing Date</u>	<u>Inventor</u>	<u>Attorney Docket No.</u>
10/377,290	2/27/2003	Phillips et al.	020366-088900US
10/377,282	2/27/2003	Phillips et al.	020366-089000US
10/367,596	2/14/2003	Casey et al.	020366-089100US
10/377,281	2/27/2003	Phillips et al.	020366-089200US
10/444,941	5/22/2003	Phillips et al.	020366-089400US
10/624,454	7/21/2003	Casey et al.	020366-089500US
10/367,597	2/14/2003	Casey et al.	020366-089600US
10/448,249	5/29/2003	Phillips et al.	020366-089700US
10/715,879	11/17/2003	Phillips et al.	020366-089800US
10/377,584	2/27/2003	Phillips et al.	020366-089900US
10/377,280	2/27/2003	Phillips et al.	020366-090100US
10/356,688	1/31/2003	Phillips et al.	020366-090200US
10/356,338	1/31/2003	Phillips et al.	020366-090300US
10/676,418	9/30/2003	Phillips et al.	020366-091000US
10/452,996	6/2/2003	Phillips et al.	020366-091100US
10/632,602	8/1/2003	Casey et al.	020366-091200US
10/625,863	7/22/2003	Phillips et al.	020366-091300US
10/644,667	8/19/2003	Casey et al.	020366-091400US
10/445,275	5/23/2003	Casey et al.	020366-091500US
10/611,324	6/30/2003	Casey et al.	020366-091600US
10/715,881	11/17/2003	Magarasevic et al.	020366-091700US
10/632,661	8/1/2003	Casey et al.	020366-092000US
10/652,719	8/28/2003	Casey et al.	020366-092100US
10/676,429	9/30/2003	Phillips et al.	020366-092300US

This application is a continuation-in-part of and relies upon U.S. Patent Application Nos. 10/356364, 10/356688, 10/356338, 10/367596, 10/367597, and 10/377280 for an earlier effective filing date under 35 U.S.C. §120. The references and applications are not enclosed in accordance with 37 CFR §1.98(d), since copies of the references and applications have been previously submitted to the Office in one or more of the parent applications.

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Irvin E. Branch
Reg. No. 42,358

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IEB:nmb
60132046 v1



Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>		Complete if Known	
		Application Number	10/715,878
		Filing Date	November 17, 2003
		First Named Inventor	Phillips, Bruce A.
		Art Unit	Not yet known
Examiner Name	Not yet known		
Sheet	1	of	2
		Attorney Docket Number	020366-090000US

U.S. PATENT DOCUMENTS+					
Examiner Initials*	Cite No. ¹	Document Number Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A1	US-5,202,765	04-13-1993	Lineberry	
	A2	US-5,740,075	04-14-1998	Bigham et al.	
	A3	US-5,784,683	07-21-1998	Sistanizadeh et al.	
	A4	US-5,923,379	07-13-1999	Patterson	
	A5	US-5,971,921	10-26-1999	Timbel	
	A6	US-5,983,068	11-09-1999	Tomich et al.	
	A7	US-6,209,025 B1	03-27-2001	Bellamy	
	A8	US-6,282,189 B1	08-28-2001	Eames	
	A9	US-2003/0026416 A1	02-06-2003	Fusco	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	B1	Country Code ³	Number ⁴	Kind Code ⁵ (if known)		<input type="checkbox"/>
	B2					<input type="checkbox"/>

Examiner Signature	Date Considered
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¹EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ² Applicant's unique citation designation number (optional). ³ Kind Codes of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ⁴ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁵ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁷ Applicant is to place a check mark here if English language Translation is attached.

Substitute for form 1449B/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT					
<i>(use as many sheets as necessary)</i>					
Sheet	2	of	2		
				Attorney Docket Number	020366-090000US

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.		
	C1	FRANK, EDWARD and HOLLOWAY, JACK; "Connecting the Home with a Phone Line Network Chip Set", IEEE Micro, March-April 2000, pp. 2-14.		

Examiner Signature		Date Considered	
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¹EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

²Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.